IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIFTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 14186 of 2003

Between:

1. CH. Narahari S/o. Ch. Papaiah
   B.C. (D), R/o. 1-9-1240, Sahakara Nagar, Hunter Road,

Hanamkonda,
   Warangal District.
2. Pola Subhash S/o. P. Bikshapathi B.C.(B)
   L.K.M. College Road, Warangal.
3. Adepu Satyanandam S/o. A. Venkata Swamy B.C. (B)
   R/o. H.No. 19-7-93, Rangasaipet, Warangal.
4. H. Hari Shankar S/o. Kanakaiah S.C. (B)
   R/o. 3-16-25, Peddammagadda, Warangal.

..... PETITIONERS

AND

1. The Chairman and Managing Director, A.P. Transco,
   Vidyut Soudha, Khairatabad, Hyderabad.
2. The Chairman and Managing Director, N.P.D.C. Ltd., Warangal.
3. The Chief General Manager, Human Resources Development
   (HRD) N.P.D.C.L., Warangal District.
4. The Superintending Engineer, Operation Circles, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in insisting on the attendance

registers as arbitrary, illegal, improper and contrary to the Board Proceedings, and direct the respondents to consider the petitioners' service certificates for the interviews conducted on 29-10-2002, pursuant to B.P.Ms.No. 36, dt:18-5-1997 and consequently direct the respondents to consider the petitioners for appointment for the post of L.D.C.

Counsel for the Petitioner Nos.1 to 4: MR.P.VENKAT RAO

Counsel for the Respondent Nos.1 to 4: MR.S.RAVINDRANATH, STANDING COUNSEL FOR AP TRANSCO

The Court made the following:

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O R D E R:

Admittedly, the case of the petitioners was considered in the light of B.P.Ms.No.36 dated 18-05-1997. But no reasons were furnished

while rejecting the case of the petitioners. In similar circumstances, this Court in W.P.No.6754 of 2003 dated 13-10-2004 disposed of the writ petition with the following order:

> *"Having regard to the facts and circumstances of the case, the respondents are directed to consider the case of the petitioner in the light of the Service Certificate issued by the concerned Contractor countersigned by the officials of the respondent-Organisation with reference to the agreements under which the petitioner was engaged as contract labour as on 18-05-1997 and pass appropriate orders in accordance with B.P.Ms.36, dated 18-05-1997, within 6(six) weeks from the date of receipt of a copy of this order."*

Both the counsel for the parties agreed that the present writ petition can be disposed of in the light of the above order. Therefore, the writ petition is disposed of on the same terms and conditions mentioned in W.P.No.6754 of 2003. No order as to costs.

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25-11-2004.

Lrkm

To

1. The Chairman and Managing Director, A.P. Transco,
   Vidyut Soudha, Khairatabad, Hyderabad.
2. The Chairman and Managing Director, N.P.D.C. Ltd., Warangal.
3. The Chief General Manager, Human Resources Development
   (HRD) N.P.D.C.L., Warangal District.
4. The Superintending Engineer, Operation Circles, Warangal District.

5. 2CD copies.